

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JAMES L BURNS, III,

Plaintiff,

v.

ANDREW SAUL, Commissioner of Social
Security,

Defendant.

No. 2:20-cv-1182-EFB

ORDER

Plaintiff has requested authority under 28 U.S.C. § 1915 to proceed *in forma pauperis*, and has submitted the affidavit required thereunder which demonstrates that plaintiff is unable to prepay fees and costs or give security for them. Accordingly, the request to proceed *in forma pauperis* will be granted. 28 U.S.C. § 1915(a).

In accordance with the above, IT IS HEREBY ORDERED that:


1. Plaintiff's request to proceed *in forma pauperis* is granted.
2. The Clerk of the Court is directed to serve a copy of this order on the United States Marshal.
3. Within fourteen days from the date of this order, plaintiff shall submit to the United States Marshal an original and five copies of the completed summons, five copies of the complaint, and five copies of the scheduling order, and *shall file a statement with the court that said documents have been submitted to the United States Marshal.*

1 4. The United States Marshal is directed to serve all process without prepayment of costs
2 not later than sixty days from the date of this order. Service of process shall be completed by
3 delivering a copy of the summons, complaint, and scheduling order to the United States Attorney
4 for the Eastern District of California, and by sending two copies of the summons, complaint, and
5 scheduling order by registered or certified mail to the Attorney General of the United States at
6 Washington, D.C. *See* Fed. R. Civ. P. 4(i)(1)(A) & (B). The Marshal shall also send a copy of
7 the summons, complaint, and scheduling order by registered or certified mail to the
8 Commissioner of Social Security, c/o Office of General Counsel, Region IX, 160 Spear Street,
9 Suite 800, San Francisco, CA 94105-1545. *See* Fed. R. Civ. P. 4(i)(2). *The United States*
10 *Marshal shall thereafter file a statement with the court that said documents have been served.*

11 5. The parties are hereby notified that, after service of the complaint, this action will be
12 stayed pursuant to General Order Number 615, and there will be no scheduling order or deadlines
13 in effect pending further order of the court. *See* E.D. Cal. G.O. 615 ¶¶ 6 & 10.

14 6. The Clerk is directed to issue the Consent/Decline forms only. Pursuant to GO 615, no
15 briefing schedule shall issue.

16 DATED: June 15, 2020

17 
18 EDMUND F. BRENNAN
19 UNITED STATES MAGISTRATE JUDGE
20
21
22
23
24
25
26
27
28